

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT GREENEVILLE

FISH FARMS PARTNERSHIP,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No. 2:09-CV-163
	)	
WINSTON-WEAVER CO. INC., and	)	
CROP PRODUCTION SERVICES, INC.,	)	
	)	
Defendants.	)	

**ORDER**

For the reasons provided in the memorandum opinion filed contemporaneously with this order, “Defendant Crop Production Services, Inc.’s Motion for Judgment on the First Amended Pleadings” [doc. 29] is **GRANTED IN PART**. The following counts of plaintiff’s first amended complaint are dismissed *as to defendant Crop Production Services, Inc. only*: count six (negligent misrepresentation), count seven (intentional misrepresentation), count eight (negligence), count ten (false advertising), and count eleven (strict liability in tort). The motion for judgment on the pleadings [doc. 29] is in all other respects **DENIED**. By separate order, this case will be set for a telephonic scheduling conference.

**IT IS SO ORDERED:**

ENTER:

s/ Leon Jordan  
United States District Judge